

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: Not Yet Assigned
Filed: Filed Herewith
Title: "A Toothpick For Light Treatment Of Body Structures"
Applicant(s): Michael Black
Examiner: Not Yet Assigned
Art Unit: Not Yet Assigned

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL ON THE DATE OF DEPOSIT INDICATED BELOW AND IS ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, DC 20231.
DATE OF DEPOSIT _____

SIGNED: _____ DATE _____

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

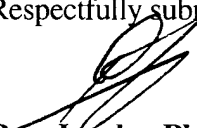
THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

Sir:

Transmitted herewith is an information disclosure statement pursuant to 37 CFR 1.56.

Respectfully submitted,

Dated: 8-20-03


Ron Jacobs, Ph.D.
Reg. No. 50,142
2345 Yale Street, 2nd Floor
Palo Alto, CA 94306
(650) 424-0100

In the United States Patent and Trademark Office

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Title: "A Toothpick For Light Treatment Of Body Structures"
Applicant(s): Michael Black
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Mailed 8-20-03
Palo Alto, CA

Information Disclosure Statement

Commissioner of Patents and Trademarks
Washington, District of Columbia 20231

Dear Sir or Madam:

Attached is a completed Form PTO-1449 and copies of the pertinent parts of the references cited thereon.
It is requested that the document(s) on the enclosed form be made of record.

Part I (Authority)

This statement is filed pursuant to:

☒ 37 C.F.R. § 1.97(b).

This information disclosure statement is filed either (1) within three months of the filing date of the national applications; (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or (3) before the mailing date of a first office action on the merits, whichever event occurs last.

Accordingly, this information disclosure statement requires no fee and no certification.

☐ 37 C.F.R. § 1.97(c).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113 or (2) a notice of allowance under 37 C.F.R. § 1.311.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) (\$240), or a certification according to 37 C.F.R. § 1.97(e).

☐ 37 C.F.R. § 1.97(d).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(c).

Accordingly, this information disclosure statement requires the petition fee specified in 37 C.F.R. § 1.17(i)(1) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$130), a certification according to 37 C.F.R. § 1.97(e), and a petition requesting consideration of the information disclosure statement.

Conditional Petition

It is respectfully requested that this information disclosure statement be considered, good cause being presented in Part III herein (certification). please treat this paper as the required petition.

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record.

To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

Part II (Payment)

A check is enclosed as indicated:

- ☒ (X) No fee is due.
- ☐ () The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$240).
- ☐ () The petition fee specified in 37 C.F.R. § 1.17(i)(1) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) is enclosed (\$130).

Part III (Certification)

Pursuant to 37 C.F.R. § 1.97(e), I certify:

- ☒ (X) No certification is necessary.
- ☐ ()
 - (1) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.
 - ☐ () The “communication from a foreign patent office” referred to in the certification is an International Search Report, possibly issued by the U.S. Patent and Trademark Office in its capacity as an International Search Authority or International Preliminary Examining Authority.
 - ☐ () The “counterpart foreign application” referred to in the certification corresponds to an ancestor or descendent application of the application for which this information disclosure statement is filed.
- ☐ () (2) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the statement.

Part IV (Additional Statement)

An additional statement regarding these items of information () is, (X) is not, enclosed.

Copies of the cited art (X) are enclosed, () are of record in parent application Serial No. _____ and will be provided if the Examiner deems it convenient.

Dated: 8-20-03

Respectfully submitted,



Ron Jacobs, Ph.D.
Reg. No. 50,142
2345 Yale Street, 2nd Floor
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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE										ATTY. DOCKET NO. MIB-103		SERIAL NO. Not Yet Assigned	
LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)										APPLICANT Michael Black			
										FILING DATE Filed Herewith		GROUP Not Yet Assigned	
U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME		RELEVANT INFORMATION	
	A	5	7	9	5	1	5	3	August 18, 1998	Rechmann		433/216	
	B	6	0	1	9	6	0	5	February 1, 2000	Myers		433/215	
	C	6	0	2	6	8	2	8	February 22, 2000	Altshuler		132/311	
	D	5	0	5	5	0	4	8	October 8, 1991	Vassiliadis et al.		433/215	
	E	5	4	5	6	6	0	3	October 10, 1995	Kowalyk et al.		433/215	
	F	5	0	9	0	9	0	8	February 25, 1992	Teumim-Stone		433/215	
	G	5	3	4	2	1	9	8	August 30, 1994	Vassiliadis et al.		433/215	
	H	5	4	3	5	7	2	4	July 25, 1995	Goodman et al.		433/215	
FOREIGN PATENT DOCUMENTS													
		2- letter code	DOCUMENT NUMBER						DATE	COUNTRY		TRANSLATION	
	I	WO	01/12095 A1						2/22/2001	PCT		YES NO	
	J											NO	
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)													
	K		2001/0023057, September 20, 2001, Alexander, "Device For Identifying Caries, Plaque, Bacterial Infection, Concretions, Tartar And Other Fluorescent Substances On Teeth"										
	L												
	M												
	N												
EXAMINER									DATE CONSIDERED				
* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.													